

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

MARK MLSNA,

Plaintiff,

v.

UNION PACIFIC RAILROAD COMPANY,

Defendant.

ORDER

18-cv-37-wmc

Before the court is the parties' request for ruling on objections to certain deposition designations as to Garry Gordon.

Page and Line Designations	Objections	Court Ruling	Counter Designations	Court Ruling
5:11-17			8:4-15	
5:24-6:1				
9:20-14:25			17:14-18	
18:7-10, 23:2-25:25	25:8-25; R, F, 403	STRIKE 18:7-10; STRIKE 23:2-16; otherwise OVERRULED	18:22-19:5 19:21:20:14 20:15-21:11 21:12-23:1 26:11-27:6	STRIKE ALL
			28:3-6	STRIKE
28:10-29:4			29:5-8	
29:9-32:12	30:23-31:14: R, F, 403	OVERRULED	32:17-25	

Page and Line Designations	Objections	Court Ruling	Counter Designations	Court Ruling
	31:18-25: R, 403			
38:12-39:3			38:2-11	
42:9-42:21	R, F, 403	OVERRULED	41:3-14 41:25-42:8 42:22-24	
42:25-43:23	43:19-23: R, F	OVERRULED	43:24-44:5	STRIKE 43:24-25
44:6-46:10	45:12-23: R, F, H 45:24-46:10: R, F, H	OVERRULED		
46:21-47:7	H, F	SUSTAIN OBJECTION	47:8-25 48:1-8 49:19-24; 50:2-5; 50:18-20; 51:1-2	STRIKE ALL
52:18-54:20	53:16-54:20: R, F, H	OVERRULED	55:4-25	
58:24-59:8	H, F	OVERRULED	58:7-23 59:9-60:19 60:23-25; 61:9-25 62:1-6	STRIKE 59:9-60:7; STRIKE 60:23-25
64:3-65:18	R, 403, F; Vague as to “tweaked it or reprogrammed it” at 64:14-16	STRIKE 64:18-19; STRIKE 65:14; otherwise OVERRULED		

Page and Line Designations	Objections	Court Ruling	Counter Designations	Court Ruling
	65:7-18 – R, F, 403, H			
69:10-73:22	69:10-20: F, 403 69:25-70:10: R, F, 403 70:13-73:2: R, 403, F, H 73:9-22: R, 403, F	STRIKE 69:17 & 72:21-73:80; otherwise OVERRULED	74:2-77:6	
77:10-79:20	77:10-79:20 – beyond the scope/improper additional cross examination 77:21-78:12 – R, F 78:13-79:20: R, 403, F	STRIKE 77:10-20; STRIKE 79:1-15; otherwise OVERRULED		

Accordingly, IT IS ORDERED that the parties' request for rulings on objections to certain designations is GRANTED, and the objections are sustained in part and overruled in part as provided above.

Entered this 25th day of June, 2021.

BY THE COURT:
/s/
WILLIAM M. CONLEY
District Judge